

Message Text

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ORIGIN ARA-14

INFO OCT-01 ISO-00 CPR-01 NSC-05 PA-01 SS-15 ICA-11
HA-05 EB-08 STR-07 TRSE-00 /068 R

DRAFTED BY USOAS:IGTRAGEN:MDION:AB
APPROVED BY P:DDNEWSOM
ARA - AMBASSADOR TODMAN
USOAS - AMBASSADOR MCGEE
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R 301426Z MAY 78
FM SECSTATE WASHDC
TO AMEMBASSY MEXICO

C O N F I D E N T I A L STATE 136073

E.O. 11652: GDS

TAGS: OAS, SHUM, MX

SUBJECT: MESSAGE TO FONMIN ROEL FROM SECRETARY VANCE

1. PLEASE DELIVER THIS MESSAGE TO FOREIGN MINISTER ROEL
FROM SECRETARY VANCE. BEGIN TEXT.

2. DEAR SANTIAGO: DURING OUR MEETINGS EARLY THIS MONTH,
WE DISCUSSED THE UPCOMING GENERAL ASSEMBLY OF THE ORGANI-
ZATION OF AMERICAN STATES AND SOME OF THE ORGANIZATION'S
UNDERLYING DIFFICULTIES. SINCE THEN, THROUGH THE
EFFORTS OF OUR MISSIONS TO THE OAS, ARRANGEMENTS HAVE
BEEN WORKED OUT FOR TWO TO THREE DAYS OF INFORMAL
DISCUSSIONS WITH OUR FELLOW FOREIGN MINISTERS. THE
AGENDA FOR THESE DISCUSSIONS COVERS : PANAMA/US
RELATIONS; OAS INSTITUTIONAL REFORMS; ECONOMIC/TRADE
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ING THE OAS. LET ME GIVE YOU SOME PRELIMINARY
THOUGHTS ON EACH OF THESE TOPICS.

3. US/PANAMA RELATIONS: THE CEREMONY FOR THE DELIVERY
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PRINCIPAL ISSUE WILL BE THE ESTABLISHMENT OF A SYSTEM
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STATES WILL JOINTLY SPONSOR THE NECESSARY RESOLUTIONS IN THE GENERAL ASSEMBLY. EXPEDITIOUS AND FAVORABLE ACTION TO CONCLUDE THIS PROCESS WOULD PROVIDE A POSITIVE SETTING FOR DEALING WITH THE REST OF OUR OAS AGENDA. I WAS PLEASED WITH PRESIDENT LOPEZ PORTILLO'S AND YOUR EXPRESSIONS OF SUPPORT DURING MY VISIT, AND I TRUST MEXICO WILL BE ABLE TO SUPPORT PANAMA AND THE US IN THIS PROCESS.

4. INSTITUTIONAL ISSUES AND OAS POLICIES. THIS IS KEY TO THE LONG RANGE CONCERNS ABOUT THE OAS THAT WE SPOKE ABOUT. THE QUESTION NOW, IT SEEMS TO ME, IS, HOW WE PRODUCTIVELY ADDRESS THE MATTERS OF OAS MODERNIZATION AND RELATE IT TO THE PROBLEMS THAT WE FACE. MANY PEOPLE IN THE US BELIEVE THAT THE HEMISPHERIC AGENDA AND THE MANNER IN WHICH PROBLEMS HAVE BEEN POSED TEND TO PIT LATIN AMERICA AGAINST THE UNITED STATES. IT WOULD BE WELL NOW TO REDEFINE THAT AGENDA IN TERMS WHICH MINIMIZE POLARIZATION AND SEEK COMMON GROUND SOLVING COMMON PROBLEM. I WOULD WELCOME YOUR SUGGESTIONS ON HOW WE COULD EFFECT THESE CHANGES.

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5. AMBASSADOR MCGEE HAS HELD A SERIES OF DISCUSSIONS WITH OTHER OAS AMBASSADOR OVER THE LAST SEVERAL MONTHS LOOKING TOWARD A WAY OF RESOLVING THE CURRENT INSTITUTIONAL IMPASSE. HE TELLS ME THAT AMBASSADOR DE LA COLINA HAS SUGGESTED THE POSSIBILITY OF CREATING A NEGOTIATING COMMISSION BY RESOLUTION OF THE VIII GENERAL ASSEMBLY. THE COMMISSION'S MEMBERSHIP AND TERMS OF REFERENCE WOULD BE CONSIDERED BY THE FOREIGN MINISTERS. TO BE SUCCESSFUL, SUCH A NEGOTIATING COMMISSION WOULD HAVE TO BE RELATIVELY SMALL, PERHAPS NO MORE THAN FIVE TO SEVEN MEMBERS, AND MADE UP OF PRESTIGIOUS FIGURES WITH DIRECT RESPONSIBILITY TO THE GOVERNMENTS. OBVIOUSLY THE WORK OF THE LAST SEVERAL YEAR ON CHARTER REFORM, COOPERATION FOR DEVELOPMENT AND COLLECTIVE ECONOMIC SECURITY WOULD BE IMPORTANT RESOURCES FOR THE COMMISSION. HOWEVER, WE WOULD EXPECT NEW THINKING ABOUT THE DIRECTION OF THE INTER-AMERICAN SYSTEM FOR THE NEXT DECADE OR TWO. INDEED, ITS SCOPE OF WORK MIGHT WELL BE TO DETERMINE THE FUNCTIONS THAT SHOULD BE CARRIED OUT WITHIN THE INTER-

AMERICAN SYSTEM, RELATE FUNCTIONS TO THE INSTITUTIONAL FRAMEWORK NEEDED, WORK OUT COMPROMISES ACCEPTABLE TO MEMBER GOVERNMENTS, RECOMMEND CHANGES IN POLICY AND STRUCTURE, AND REPORT BACK TO THE IX OASGA IN 1979.

6. YOU AND I ARE WELL AWARE THAT DISCORD OVER THE

STRUCTURE OF THE INTER-AMERICAN SYSTEM REFLECTS MORE DEEP-SEATED CONCERNS ABOUT HEMISPHERIC RELATIONSHIPS. DIFFERENCES OVER ECONOMIC ISSUES, ESPECIALLY TRADE, INVESTMENT AND ASSISTANCE, OFTEN LIE BEHIND PRESSURES TO RESTRUCTURE THE OAS. HOW CAN WE BROADEN THE WHOLE FRAMEWORK OF MULTILATERAL RELATIONS TO DEAL CONSTRUCTIVELY WITH THE REAL ISSUES IN THE HEMISPHERE, SUCH AS THOSE CAUSING GREAT TENSION AND HAVING POTENTIAL FOR CONFLICT? ANOTHER TYPE OF QUESTION, WITH OBVIOUS CONFIDENTIAL

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IMPORTANCE FOR THE FUTURE VIABILITY OF THE OAS, IS THE EMERGENCE OF POTENTIAL NEW MEMBERS AMONG THE CARIPBEAN MINI-STATES. AMBASSADOR DE LA COLINA'S SUGGESTION, WE BELIEVE, IS AN EXCELLENT VEHICLE FOR SUGGESTING ANSWERS TO THESE AND MANY OTHER QUESTIONS ABOUT

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8. ECONOMIC PROBLEMS THAT AFFECT INTER-AMERICAN RELATIONS: THE AGENDA WILL PROBABLY CONCENTRATE ON TRADE AND DEVELOPMENT ISSUES. IT IS OUR HOPE THAT WE CAN HAVE A FRANK AND NON-CONFRONTATIONAL DISCUSSION IN WHICH WE CAN REALISTICALLY ASSESS THE ROLE WHICH THE OAS CAN PLAY IN DEALING CONFIDENTIAL

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9. THE TRADE QUESTIONS WILL PROBABLY PARALLEL THOSE RAISED AT THE RECENT MEETING OF THE SPECIAL COMMITTEE

ON CONSULTATION AND NEGOTIATION (SCCN) IN SANTO DOMINGO. WE MUST RECOGNIZE THAT YOUR AND OUR NEGOTIATIONS ON TRADE PROVIDES A VEHICLE FOR OUR CONSULTATION AND MUTUAL EDUCATION, NOT A MECHANISM FOR MAKING NEW TRADE POLICY OR NEGOTIATING NEW TRADE ARRANGEMENTS. IN ADDITION, WE THINK THAT THE SCCN SHOULD CONSIDER TRADE PROBLEMS OTHER THAN THOSE GROWING OUT OF ACTIONS BY MY GOVERNMENT.

10. THE ROLE OF THE OAS IN DEVELOPMENT IS INTIMATELY RELATED TO OUR DISCUSSIONS OF POLICY AND INSTITUTIONAL QUESTIONS. WE THINK THAT THE OAS CAN HELP TO SHAPE DEVELOPMENT STRATEGIES, PLANS AND PROGRAMS FOR THE RAPIDLY EMERGING MIDDLE INCOME COUNTRIES OF OUR HEMISPHERE. DEFINING THAT OAS ROLE IN MORE SPECIFIC TERMS WOULD BE AN IMPORTANT ELEMENT IN THE WORK OF ANY COMMISSION WHICH WE MIGHT SET UP.

11. ONE ADDITIONAL ITEM WILL BE BROUGHT UP UNDER THIS TOPIC: TRANSNATIONAL CORPORATIONS. WHILE WE DO NOT WANT TO PRECLUDE DISCUSSION OF THIS QUESTION IF THERE IS A CONSENSUS TO CONSIDER IT, WE THINK THAT FURTHER ACTION WITHIN THE HEMISPHERE SHOULD AWAIT THE OUTCOME OF THE NEGOTIATIONS IN PROGRESS AT THE UNITED NATIONS ON THE WORLD-WIDE CODE.

12. HUMAN RIGHTS/TERRORISM: THESE TWO TOPICS WILL BE TREATED IN THE SAME SESSION ALTHOUGH A CLEAR DISTINCTION WILL BE MADE BETWEEN THEM AND SEPARATE RESOLUTIONS CONSIDERED. HUMAN RIGHTS IS A MAJOR THEME OF INTER-AMERICAN RELATIONS AND WARRANTS CAREFUL ATTENTION AT THE GA. AS FOR TERRORISM, THE UNITED STATES RECOGNIZES THE SERIOUSNESS OF THIS
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PHENOMENON IN ALL OUR SOCIETIES. WE ARE PREPARED TO CONSIDER CAREFULLY THE PROPOSALS TO BE SUBMITTED TO THIS GENERAL ASSEMBLY. THE ESSENTIAL QUESTION FOR US IS TO FIND MEANS TO DEAL EFFECTIVELY WITH TERRORISTS BOTH DOMESTICALLY AND INTERNATIONALLY WITHOUT VIOLATING HUMAN RIGHTS, STIFLING LEGITIMATE POLITICAL EXPRESSION, OR IN ANY WAY PROVIDING JUSTIFICATION FOR

ACTS WHICH VIOLATE OUR BASIC TENETS. I WOULD WELCOME YOUR SUGGESTIONS ON APPROPRIATE APPROACHES TO THIS DIFFICULT QUESTION.

13. ALTHOUGH WE AGREE THAT HUMAN RIGHTS QUESTIONS SHOULD NOT DOMINATE THIS ASSEMBLY TO THE EXTENT THEY DID IN GRENADA, TWO MAJOR ISSUES WILL CONFRONT US IN THIS AREA. THE FIRST IS HOW TO REGULARIZE THE STATUS OF THE INTER-AMERICAN HUMAN RIGHTS COMMISSION (IAHRC) AFTER THE PACT OF SAN JOSE COMES INTO FORCE,

I.E., WHEN RATIFIED BY ELEVEN MEMBER STATES. THE SECOND IS HOW TO DEAL WITH THE THREE IAHC REPORTS ON THE OASGA AGENDA: THE ANNUAL REPORT, THE SPECIAL REPORT ON URUGUAY, AND THE SPECIAL REPORT ON PARAGUAY.

14. THE FUTURE STATUS OF THE IAHC UNDER THE SAN JOSE PACT IS AROUSING LEGAL CONTROVERSY. SEVEN MEMBER STATES OF ELEVEN REQUIRED HAVE ALREADY RATIFIED THE SAN JOSE CONVENTION. SEVERAL OTHERS MAY BE CLOSE TO DOING SO. ONCE IN FORCE, THE SAN JOSE PACT MANDATES CREATION OF A NEW HUMAN RIGHTS COMMISSION. INTERPRETATION DIFFERS ABOUT HOW QUICKLY A NEW COMMISSION CAN BE ELECTED AND WHAT LEGITIMACY THE IAHC SECRETARIAT RETAINS IN THE INTERIM. WE BELIEVE THE MOST URGENT ACTION ON HUMAN RIGHTS AT THIS GENERAL ASSEMBLY IS TO PASS A RESOLUTION
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CLARIFYING THE FUTURE STATUS OF THE IAHC AND PROVIDING FOR EARLY ELECTION OF A NEW MEMBERSHIP SLATE. DO YOU AGREE?

15. TURNING TO THE THREE REPORTS OF THE IAHC, WE DO NOT EXPECT THEIR CONTENT TO BE DEBATED INTENSIVELY IN THE INFORMAL DIALOGUE SESSION DEVOTED TO HUMAN RIGHTS BUT RATHER IN COMMITTEE DELIBERATIONS THE FOLLOWING WEEK. SERIOUS CONSIDERATION SHOULD BE GIVEN TO EACH OF THESE REPORTS AND SEPARATE RESOLUTIONS PASSED ENDORSING THE IAHC'S RECOMMENDATIONS AND PROVIDING FOR FUTURE IAHC MONITORING OF THE HUMAN RIGHTS SITUATION IN URUGUAY AND PARAGUAY.

16. HUMAN RIGHTS IN NICARAGUA IS ALMOST CERTAINLY TO BE RAISED. WE BELIEVE THAT AN EARLY VISIT BY THE IAHC WOULD BE HELPFUL IN CLARIFYING THE SITUATION THERE. WE WOULD APPRECIATE YOUR SUGGESTIONS ON HOW BEST TO APPROACH THIS ISSUE.

17. SUBSUMED IN THIS ISSUE AS A WHOLE IS HOW TO DEAL WITH HUMAN RIGHTS IN CUBA. THE VII OASGA REFUSED TO ACCEPT THE LAST SPECIAL REPORT ON CUBA AND THE IAHC TOOK THIS TO BE GUIDANCE TO AVOID FURTHER REFERENCE TO CUBA IN ITS REPORTS. HOWEVER, CUBA REMAINS A COUNTRY OF THIS HEMISPHERE AND, WE MAINTAIN, IS THEREFORE WITHIN THE PURVIEW OF THE IAHC. WE BELIEVE IT ESSENTIAL THAT THE IAHC DEAL EVEN-HANDEDLY WITH VIOLATIONS OF HUMAN RIGHTS ACROSS THE IDEOLOGICAL SPECTRUM.

18. IN CONCLUDING, I HOPE THAT YOU WILL GIVE ME YOUR REACTIONS TO THIS SUMMARY OF OUR PRELIMINARY THINKING ABOUT THE AGENDA OF THE VIII OASGA AND THE FUTURE ROLE OF THE ORGANIZATION. I LOOK FORWARD TO

FRUITFUL COOPERATION BETWEEN OUR DELEGATIONS HERE
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TO AMEMBASSY SAN JOSE IMMEDIATE

C O N F I D E N T I A L STATE 136073

FOLLOWING REPEAT STATE 136073 SENT ACTION MEXICO 30 MAY 78

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TO AMEMBASSY PORT OF SPAIN

C O N F I D E N T I A L STATE 136073

FOR MICHAEL YOHN

FOLLOWING REPEAT STATE 136073 SENT ACTION SAN JOSE JUN 08.

QUOTE C O N F I D E N T I A L STATE 136073

FOLLOWING REPEAT STATE 136073 SENT ACTION MEXICO 30 MAY 78

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SUBJECT: MESSAGE TO FONMIN ROEL FROM SECRETARY VANCE

1. PLEASE DELIVER THIS MESSAGE TO FOREIGN MINISTER ROEL
FROM SECRETARY VANCE. BEGIN TEXT.

2. DEAR SANTIAGO: DURING OUR MEETINGS EARLY THIS MONTH, WE DISCUSSED THE UPCOMING GENERAL ASSEMBLY OF THE ORGANIZATION OF AMERICAN STATES AND SOME OF THE ORGANIZATION'S UNDERLYING DIFFICULTIES. SINCE THEN, THROUGH THE EFFORTS OF OUR MISSIONS TO THE OAS, ARRANGEMENTS HAVE
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BEEN WORKED OUT FOR TWO TO THREE DAYS OF INFORMAL DISCUSSIONS WITH OUR FELLOW FOREIGN MINISTERS. THE AGENDA FOR THESE DISCUSSIONS COVERS : PANAMA/US RELATIONS; OAS INSTITUTIONAL REFORMS; ECONOMIC/TRADE MATTERS; AND HUMAN RIGHTS. IT SEEMS TO ME THAT, IF WE CAN FIND COMMON GROUND FOR DEALING WITH THE LATTER THREE ISSUES, WE CAN GO A LONG WAY TOWARD REVITALIZING THE OAS. LET ME GIVE YOU SOME PRELIMINARY THOUGHTS ON EACH OF THESE TOPICS.

3. US/PANAMA RELATIONS: THE CEREMONY FOR THE DELIVERY OF INSTRUMENTS OF RATIFICATION WILL HAVE JUST TAKEN PLACE IN PANAMA WHEN THE GENERAL ASSEMBLY BEGINS. THE PRINCIPAL ISSUE WILL BE THE ESTABLISHMENT OF A SYSTEM UNDER WHICH THE OAS CAN RECEIVE ACCESSIONS BY ALL COUNTRIES OF THE WORLD TO THE PROTOCOL OF PERMANENT NEUTRALITY AND OPERATION OF THE PANAMA CANAL. PANAMA AND THE UNITED STATES WILL JOINTLY SPONSOR THE NECESSARY RESOLUTIONS IN THE GENERAL ASSEMBLY. EXPEDITIOUS AND FAVORABLE ACTION TO CONCLUDE THIS PROCESS WOULD PROVIDE A POSITIVE SETTING FOR DEALING WITH THE REST OF OUR OAS AGENDA. I WAS PLEASED WITH PRESIDENT LOPEZ PORTILLO'S AND YOUR EXPRESSIONS OF SUPPORT DURING MY VISIT, AND I TRUST MEXICO WILL BE ABLE TO SUPPORT PANAMA AND THE US IN THIS PROCESS.

4. INSTITUTIONAL ISSUES AND OAS POLICIES. THIS IS KEY TO THE LONG RANGE CONCERNS ABOUT THE OAS THAT WE SPOKE ABOUT. THE QUESTION NOW, IT SEEMS TO ME, IS, HOW WE PRODUCTIVELY ADDRESS THE MATTERS OF OAS MODERNIZATION AND RELATE IT TO THE PROBLEMS THAT WE FACE. MANY PEOPLE IN THE US BELIEVE THAT THE HEMISPHERIC AGENDA AND THE MANNER IN WHICH PROBLEMS HAVE BEEN
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POSED TEND TO PIT LATIN AMERICA AGAINST THE UNITED STATES. IT WOULD BE WELL NOW TO REDEFINE THAT AGENDA IN TERMS WHICH MINIMIZE POLARIZATION AND SEEK COMMON GROUND SOLVING COMMON PROBLEM. I WOULD WELCOME YOUR SUGGESTIONS ON HOW WE COULD EFFECT THESE CHANGES.

5. AMBASSADOR MCGEE HAS HELD A SERIES OF DISCUSSIONS WITH OTHER OAS AMBASSADORS OVER THE LAST SEVERAL MONTHS LOOKING TOWARD A WAY OF RESOLVING THE CURRENT INSTITUTIONAL IMPASSE. HE TELLS ME THAT AMBASSADOR DE LA COLINA HAS SUGGESTED THE POSSIBILITY OF CREATING A NEGOTIATING COMMISSION BY RESOLUTION OF THE VIII GENERAL ASSEMBLY. THE COMMISSION'S MEMBERSHIP AND TERMS OF REFERENCE WOULD BE CONSIDERED BY THE FOREIGN MINISTERS. TO BE SUCCESSFUL, SUCH A NEGOTIATING COMMISSION WOULD HAVE TO BE RELATIVELY SMALL, PERHAPS NO MORE THAN FIVE TO SEVEN MEMBERS, AND MADE UP OF PRESTIGIOUS FIGURES WITH DIRECT RESPONSIBILITY TO THE GOVERNMENTS. OBVIOUSLY THE WORK OF THE LAST SEVERAL YEAR ON CHARTER REFORM, COOPERATION FOR DEVELOPMENT AND COLLECTIVE ECONOMIC SECURITY WOULD BE IMPORTANT RESOURCES FOR THE COMMISSION. HOWEVER, WE WOULD EXPECT NEW THINKING ABOUT THE DIRECTION OF THE INTER-AMERICAN SYSTEM FOR THE NEXT DECADE OR TWO. INDEED, ITS SCOPE OF WORK MIGHT WELL BE TO DETERMINE THE FUNCTIONS THAT SHOULD BE CARRIED OUT WITHIN THE INTER-

AMERICAN SYSTEM, RELATE FUNCTIONS TO THE INSTITUTIONAL FRAMEWORK NEEDED, WORK OUT COMPROMISES ACCEPTABLE TO MEMBER GOVERNMENTS, RECOMMEND CHANGES IN POLICY AND STRUCTURE, AND REPORT BACK TO THE IX OASGA IN 1979.

6. YOU AND I ARE WELL AWARE THAT DISCORD OVER THE STRUCTURE OF THE INTER-AMERICAN SYSTEM REFLECTS MORE DEEP-SEATED CONCERNS ABOUT HEMISPHERIC RELATIONSHIPS. CONFIDENTIAL

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DIFFERENCES OVER ECONOMIC ISSUES, ESPECIALLY TRADE, INVESTMENT AND ASSISTANCE, OFTEN LIE BEHIND PRESSURES TO RESTRUCTURE THE OAS. HOW CAN WE BROADEN THE WHOLE FRAMEWORK OF MULTILATERAL RELATIONS TO DEAL CONSTRUCTIVELY WITH THE REAL ISSUES IN THE HEMISPHERE, SUCH AS THOSE CAUSING GREAT TENSION AND HAVING POTENTIAL FOR CONFLICT? ANOTHER TYPE OF QUESTION, WITH OBVIOUS IMPORTANCE FOR THE FUTURE VIABILITY OF THE OAS, IS THE EMERGENCE OF POTENTIAL NEW MEMBERS AMONG THE CARIBBEAN MINI-STATES. AMBASSADOR DE LA COLINA'S SUGGESTION, WE BELIEVE, IS AN EXCELLENT VEHICLE FOR SUGGESTING ANSWERS TO THESE AND MANY OTHER QUESTIONS ABOUT

7. ANOTHER INSTITUTIONAL QUESTION OF PRESSING CONCERN TO THE US IS THE NEED FOR A NEW OAS QUOTA SYSTEM WHICH ALLOWS THE US GRADUALLY TO DECREASE ITS SHARE OF THE OAS ASSESSED BUDGET FROM 66 TO 49 AS STIPULATED BY OUR CONGRESS. WE BELIEVE IT DESIRABLE TO ELIMINATE THE CURRENT EXCESSIVE BUDGETARY DEPENDENCE ON ANY ONE COUNTRY FOR NORMAL OPERATING EXPENSES OF THE OAS.

IN FINDING AN APPROPRIATE FORMULA, WE BELIEVE THAT THE POSSIBILITY OF FIXED CONTRIBUTIONS BY OBSERVER STATES AND A MINIMUM QUOTA FOR OAS MEMBERSHIP NEED TO BE EXPLORED. EARLY ACTION ON THIS ISSUE WOULD EFFECT FUNDING REFORM IN A MANNER WHICH ASSURES THE OAS THE RESOURCES NEEDED TO MAINTAIN ITS PROGRAMS AND SERVICES TO MEMBER COUNTRIES. WITH YOUR UNDERSTANDING, AND I HOPE YOUR SUPPORT, WE WANT TO ACHIEVE A RESOLUTION AT THIS GA WHICH ENDORSES QUOTA READJUSTMENT, APPOINTS A WORKING GROUP TO DEVISE AN ACCEPTABLE FORMULA FOR GRADUALLY DECREASING THE U.S. QUOTA AND REQUIRES ACTION BY THE PERMANENT COUNCIL ON A NEW QUOTA SYSTEM

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DURING THIS OAS FISCAL YEAR.

8. ECONOMIC PROBLEMS THAT AFFECT INTER-AMERICAN RELATIONS: THE AGENDA WILL PROBABLY CONCENTRATE ON TRADE AND DEVELOPMENT ISSUES. IT IS OUR HOPE THAT WE CAN HAVE A FRANK AND NON-CONFRONTATIONAL DISCUSSION IN WHICH WE CAN REALISTICALLY ASSESS THE ROLE WHICH THE OAS CAN PLAY IN DEALING WITH THESE PROBLEMS.

9. THE TRADE QUESTIONS WILL PROBABLY PARALLEL THOSE RAISED AT THE RECENT MEETING OF THE SPECIAL COMMITTEE ON CONSULTATION AND NEGOTIATION (SCCN) IN SANTO DOMINGO. WE MUST RECOGNIZE THAT YOUR AND OUR NEGOTIATIONS ON TRADE PROVIDES A VEHICLE FOR OUR CONSULTATION AND MUTUAL EDUCATION, NOT A MECHANISM FOR MAKING NEW TRADE POLICY OR NEGOTIATING NEW TRADE ARRANGEMENTS. IN ADDITION, WE THINK THAT THE SCCN SHOULD CONSIDER TRADE PROBLEMS OTHER THAN THOSE GROWING OUT OF ACTIONS BY MY GOVERNMENT.

10. THE ROLE OF THE OAS IN DEVELOPMENT IS INTIMATELY RELATED TO OUR DISCUSSIONS OF POLICY AND INSTITUTIONAL QUESTIONS. WE THINK THAT THE OAS CAN HELP TO SHAPE DEVELOPMENT STRATEGIES, PLANS AND PROGRAMS FOR THE RAPIDLY EMERGING MIDDLE INCOME COUNTRIES OF OUR HEMISPHERE. DEFINING THAT OAS ROLE IN MORE SPECIFIC TERMS WOULD BE AN IMPORTANT ELEMENT IN THE WORK OF ANY COMMISSION WHICH WE MIGHT SET UP.

11. ONE ADDITIONAL ITEM WILL BE BROUGHT UP UNDER THIS TOPIC: TRANSNATIONAL CORPORATIONS. WHILE WE DO NOT WANT TO PRECLUDE DISCUSSION OF THIS QUESTION IF THERE IS A CONSENSUS TO CONSIDER IT, WE THINK THAT FURTHER ACTION WITHIN THE HEMISPHERE SHOULD AWAIT THE OUTCOME OF THE NEGOTIATIONS IN PROGRESS AT THE UNITED NATIONS ON THE WORLD-WIDE CODE.

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12. HUMAN RIGHTS/TERRORISM: THESE TWO TOPICS WILL BE TREATED IN THE SAME SESSION ALTHOUGH A CLEAR DISTINCTION WILL BE MADE BETWEEN THEM AND SEPARATE RESOLUTIONS CONSIDERED. HUMAN RIGHTS IS A MAJOR THEME OF INTER-AMERICAN RELATIONS AND WARRANTS CAREFUL ATTENTION AT THE GA. AS FOR TERRORISM, THE UNITED STATES RECOGNIZES THE SERIOUSNESS OF THIS PHENOMENON IN ALL OUR SOCIETIES. WE ARE PREPARED TO CONSIDER CAREFULLY THE PROPOSALS TO BE SUBMITTED TO THIS GENERAL ASSEMBLY. THE ESSENTIAL QUESTION FOR US IS TO FIND MEANS TO DEAL EFFECTIVELY WITH TERRORISTS BOTH DOMESTICALLY AND INTERNATIONALLY WITHOUT VIOLATING HUMAN RIGHTS, STIFLING LEGITIMATE POLITICAL EXPRESSION, OR IN ANY WAY PROVIDING JUSTIFICATION FOR

ACTS WHICH VIOLATE OUR BASIC TENETS. I WOULD WELCOME YOUR SUGGESTIONS ON APPROPRIATE APPROACHES TO THIS DIFFICULT QUESTION.

13. ALTHOUGH WE AGREE THAT HUMAN RIGHTS QUESTIONS SHOULD NOT DOMINATE THIS ASSEMBLY TO THE EXTENT THEY DID IN GRENADA, TWO MAJOR ISSUES WILL CONFRONT US IN THIS AREA. THE FIRST IS HOW TO REGULARIZE THE STATUS OF THE INTER-AMERICAN HUMAN RIGHTS COMMISSION (IAHRC) AFTER THE PACT OF SAN JOSE COMES INTO FORCE, I.E., WHEN RATIFIED BY ELEVEN MEMBER STATES. THE SECOND IS HOW TO DEAL WITH THE THREE IAHRC REPORTS ON THE OASGA AGENDA: THE ANNUAL REPORT, THE SPECIAL REPORT ON URUGUAY, AND THE SPECIAL REPORT ON PARAGUAY.

14. THE FUTURE STATUS OF THE IAHRC UNDER THE SAN JOSE PACT IS AROUSING LEGAL CONTROVERSY. SEVEN MEMBER STATES OF ELEVEN REQUIRED HAVE ALREADY RATIFIED THE SAN JOSE CONFIDENTIAL

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CONVENTION. SEVERAL OTHERS MAY BE CLOSE TO DOING SO. ONCE IN FORCE, THE SAN JOSE PACT MANDATES CREATION OF A NEW HUMAN RIGHTS COMMISSION. INTERPRETATION DIFFERS ABOUT HOW QUICKLY A NEW COMMISSION CAN BE ELECTED AND WHAT LEGITIMACY THE IAHRC SECRETARIAT RETAINS IN THE INTERIM. WE BELIEVE THE MOST URGENT ACTION ON HUMAN RIGHTS AT THIS GENERAL ASSEMBLY IS TO PASS A RESOLUTION CLARIFYING THE FUTURE STATUS OF THE IAHRC AND PROVIDING FOR EARLY ELECTION OF A NEW MEMBERSHIP SLATE. DO YOU AGREE?

15. TURNING TO THE THREE REPORTS OF THE IAHRC, WE DO NOT EXPECT THEIR CONTENT TO BE DEBATED INTENSIVELY IN THE INFORMAL DIALOGUE SESSION DEVOTED TO HUMAN RIGHTS BUT RATHER IN COMMITTEE DELIBERATIONS THE FOLLOWING WEEK.

SERIOUS CONSIDERATION SHOULD BE GIVEN TO EACH OF THESE REPORTS AND SEPARATE RESOLUTIONS PASSED ENDORSING THE IAHRC'S RECOMMENDATIONS AND PROVIDING FOR FUTURE IAHRC MONITORING OF THE HUMAN RIGHTS SITUATION IN URUGUAY AND PARAGUAY.

16. HUMAN RIGHTS IN NICARAGUA IS ALMOST CERTAINLY TO BE RAISED. WE BELIEVE THAT AN EARLY VISIT BY THE IAHRC WOULD BE HELPFUL IN CLARIFYING THE SITUATION THERE. WE WOULD APPRECIATE YOUR SUGGESTIONS ON HOW BEST TO APPROACH THIS ISSUE.

17. SUBSUMED IN THI ISSUE AS A WHOLE IS HOW TO DEAL WITH HUMAN RIGHTS IN CUBA. THE VII OASGA REFUSED TO EPT THE LAST SPECIAL REPORT ON CUBA AND THE IAHRC TOOK THIS TO BE GUIDANCE TO AVOID FURTHER REFERENCE TO CUBA IN ITS REPORTS. HOWEVER, CUBA REMAINS A COUNTRY OF THI HEMISPHERE AND, WE MAINTAIN, IS THEREFORE WITHIN THE PURVIEW OF THE IAHRC. WE BELIEVE IT ESSENTIAL THAT THE IAHRC DEAL EVEN-HANDEDLY WITH VI IONS OF HUMAN RIGHTS ACROSS THE IDEOLOGICAL
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SPECTRUM.

18. IN CONCLUDING, I HOPE THAT YOU WILL GIVE ME YOUR REACTIONS TO THIS SUMMARY OF OUR PRELIMINARY THINKING ABOUT THE AGENDA OF THE VIII OASGA AND THE FUTURE ROLE OF THE ORGANIZATION. I LOOK FORWARD TO FRUITFUL COOPERATION BETWEEN OUR DELEGATIONS HERE IN JUNE AS AT GRENADA LAST YEAR. SINCERELY CYRUS VANCE. VANCE UNQUOTE VANCE UNQUOTE VANCE

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